



Journal of the Senate

State of Indiana

119th General Assembly

First Regular Session

Fourteenth Meeting Day

Monday Afternoon

February 2, 2015

The Senate convened at 2:08 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor Jon Pearce, Congregational Care Pastor, Graceland Baptist Church, New Albany.

The Pledge of Allegiance to the Flag was led by Senator Scott M. Schneider.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Leising
Arnold	Long
Banks, A.	Merritt
Bassler	Messmer
Becker	Miller, Patricia
Boots	Miller, Pete
Bray	Mishler
Breaux	Mrvan <input checked="" type="checkbox"/>
Broden	Niemeyer
Brown	Perfect
Buck	Raatz
Charbonneau <input checked="" type="checkbox"/>	Randolph <input checked="" type="checkbox"/>
Crider	Rogers <input checked="" type="checkbox"/>
Delph	Schneider
Eckerty	Smith <input checked="" type="checkbox"/>
Ford	Steele
Glick	Stoops
Grooms	Tallian <input checked="" type="checkbox"/>
Head	Taylor
Hershman	Tomes
Holdman	Walker
Houchin	Waltz
Kenley	Yoder
Kruse	Young, M.
Lanane	Zakas

Roll Call 63: present 44; excused 6. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: I hereby report that, on January 26, 2015 the Senate Committee on Ethics recommended that Senator Delph be excused from voting on Senate Bill 55.

LONG

Report adopted.

REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: Pursuant to Senate Rule 68(b), I hereby report that Senate Bill 6, currently assigned to the Committee on Corrections & Criminal Law, be reassigned to the Committee on Public Policy.

LONG

Report adopted.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Elections, to which was referred Senate Bill 50, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 15, reset in roman "election".

Page 2, line 16, reset in roman "district that a candidate seeks to represent".

Page 2, line 16, delete "jurisdiction conducting an".

Page 2, delete line 17.

Page 2, line 18, delete "has made a filing described in subsection (a)" and insert "**or a county chairman of a major political party of a county in which any part of the election district is located**".

(Reference is to SB 50 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

WALKER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred Senate Bill 469, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family & Children Services, to which was referred Senate Bill 485, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 6, Nays 0.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred Senate Bill 487, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

- Page 40, line 14, delete "2015]:" and insert "2016]:".
- Page 42, line 19, delete "2015]:" and insert "2016]:".
- Page 43, line 14, delete "2015]:" and insert "2016]:".
- Page 44, line 10, reset in roman "annual".
- Page 44, line 10, after "annual" insert "**report (until July 1, 2016) or**".
- Page 44, line 11, after "report" insert "**(after June 30, 2016)**".
- Page 46, line 10, reset in roman "annual".
- Page 46, line 10, after "annual" insert "**report (until July 1, 2016) or**".
- Page 46, line 10, delete "." and insert "**(after June 30, 2016)**".
- Page 46, line 15, delete "2015]:" and insert "2016]:".
- Page 46, line 42, delete "2015]:" and insert "2016]:".
- Page 47, line 28, delete "2015]:" and insert "2016]:".
- Page 48, line 28, delete "2015]:" and insert "2016]:".
- Page 49, line 27, delete "2015]:" and insert "2016]:".
- Page 50, line 42, delete "2015]:" and insert "2016]:".
- Page 52, line 35, delete "2015]:" and insert "2016]:".
- Page 53, delete lines 5 through 42.
- Page 54, delete lines 1 through 34, begin a new paragraph and insert:

"SECTION 66. IC 23-17-29-3, AS AMENDED BY P.L.106-2008, SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The secretary of state shall collect the following fees when the following documents are delivered for filing:

Document Filing Fee	Electronic Filing Fee (Other than electronic filing)		
(1) Articles of Incorporation	\$20	\$30	
(2) Application for use of indistinguishable name	\$10	\$20	
(3) Application for reserved name	\$10	\$20	
(4) Notice of transfer of reserved name	\$10	\$20	
(5) Application for renewal of reservation	\$10	\$20	
(6) Application for registered name	\$20	\$30	
(7) Application for renewal of registered name	\$20	\$30	
(8) (6) Corporation's statement of			

change of registered agent or registered office or both	no fee	no fee
(9) (7) Agent's statement of change of registered office for each affected corporation	no fee	no fee
(10) (8) Agent's statement of resignation	no fee	no fee
(11) (9) Amendment of articles of incorporation	\$20	\$30
(12) (10) Restatement of articles of incorporation with amendments	\$20	\$30
(13) (11) Articles of merger	\$20	\$30
(14) (12) Articles of dissolution	\$20	\$30
(15) (13) Articles of revocation of dissolution	\$20	\$30
(16) (14) Certificate of administrative dissolution	no fee	no fee
(17) (15) Application for reinstatement following administrative dissolution	\$20	\$30
(18) (16) Certificate of reinstatement	no fee	no fee
(19) (17) Certificate of judicial dissolution	no fee	no fee
(20) (18) Application for certificate of authority	\$20	\$30
(21) (19) Application for amended certificate of authority	\$20	\$30
(22) (20) Application for certificate of withdrawal	\$20	\$30
(23) (21) Certificate of revocation of authority to transact business	no fee	no fee
(24) (22) Annual report (until July 1, 2016)	\$5	\$10
(23) Biennial report (after June 30, 2016)	\$10	\$20
(25) (24) Certificate of existence	\$15	\$15
(26) (25) Any other document required or permitted to be filed by this article	\$20	\$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) The secretary of state shall collect a fee of ten dollars (\$10) upon being served with process under this article. The party to a proceeding causing service of process may recover the fee paid the secretary of state as costs if the party prevails in the proceeding.

(c) The secretary of state shall collect the following fees for copying and certifying the copy of any filed document relating to a domestic or foreign corporation:

(1) One dollar (\$1) a page for copying.

(2) Fifteen dollars (\$15) for the certification stamp.

The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site."

Page 56, line 4, delete "2015]:" and insert "2016]:". (Reference is to SB 487 as introduced.) and when so amended that said bill do pass. Committee Vote: Yeas 9, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred Senate Bill 528, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass. Committee Vote: Yeas 9, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred Senate Bill 539, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 12, delete "IC 7.1-7-2-7." and insert "**IC 7.1-7-2-8.**".

Page 2, line 18, delete "IC 7.1-7-2-15." and insert "**IC 7.1-7-2-16.**".

Page 2, line 26, delete "IC 7.1-7-2-16." and insert "**IC 7.1-7-2-17.**".

Page 2, line 35, delete "IC 7.1-7-2-17." and insert "**IC 7.1-7-2-18.**".

Page 3, line 1, delete "IC 7.1-7-2-8);" and insert "**IC 7.1-7-2-9);**".

Page 3, line 26, delete "taking" and insert "**auditing of**".

Page 3, line 33, delete "and".

Page 3, line 34, delete "cleaning and sanitizing of".

Page 3, line 34, delete "is conducted in a" and insert "**used in the manufacturing process is easily cleanable, as defined in 410 IAC 7-24-27(a), in such a way that it**".

Page 3, line 35, delete "manner that reasonably".

Page 3, line 36, delete "materials." and insert "**materials; and (3) The cleaning and sanitizing of equipment is consistent with the Indiana standards for public health and cleanliness that apply to food processing facilities in the state where food is processed and packaged for human consumption.**".

Page 3, line 37, delete "refillable and unsealed receptacles" and insert "**any receptacle that contains e-liquid.**".

Page 3, delete lines 38 through 41.

Page 4, between lines 1 and 2, begin a new paragraph and insert:

"Sec. 7. "Distributor" means a person who is licensed under IC 6-7-2-2 that:

- (1) distributes, sells, barter, or exchanges e-liquid in Indiana to retail dealers for the purpose of resale; or**
- (2) purchases e-liquid directly from a manufacturer for**

the purpose of resale.".

Page 4, line 2, delete "7." and insert "**8.**".

Page 4, line 8, delete "8." and insert "**9.**".

Page 4, line 8, delete "that is:" and insert "**that:**".

Page 4, line 9, after "(1)" insert "**is**".

Page 4, delete lines 11 through 12, begin a new line block indented and insert:

"(2) specifically excludes substances contained in non-refillable sealed cartridges of two (2) milliliters or less used in e-cigarettes."

Page 4, line 13, delete "9." and insert "**10.**".

Page 4, line 20, delete "10." and insert "**11.**".

Page 4, line 22, delete "11." and insert "**12.**".

Page 4, line 26, delete "12." and insert "**13.**".

Page 4, line 27, delete "individual" and insert "**employee**".

Page 4, line 28, after "been" insert "**collectively**".

Page 4, line 28, delete "a:" and insert "**both:**".

Page 4, line 29, after "(1)" insert "**a**".

Page 4, line 30, after "(2)" insert "**a**".

Page 4, line 32, delete "13." and insert "**14.**".

Page 4, line 34, delete "14." and insert "**15.**".

Page 4, line 36, delete "15." and insert "**16.**".

Page 4, line 38, delete "16." and insert "**17.**".

Page 4, line 41, delete "17." and insert "**18.**".

Page 5, line 2, delete "18." and insert "**19.**".

Page 5, line 9, delete "19." and insert "**20.**".

Page 5, line 11, delete "and that:" and insert "**who as of July 1, 2015:**".

Page 5, line 16, delete "20." and insert "**21.**".

Page 5, line 29, delete "take" and insert "**audit**".

Page 5, line 29, after "samples" insert "**maintained by the manufacturer**".

Page 5, between lines 35 and 36, begin a new line block indented and insert:

"(6) To approve not less than three (3) different independent testing laboratories from which a manufacturer may choose to send any e-liquid sample for testing, at the manufacturer's expense, as part of any audit, as directed by the commission."

Page 5, line 41, after "e-liquid" insert "**to retailers or distributors**".

Page 6, delete lines 9 through 10, begin a new line double block indented and insert:

"(A) designed to include a clean room space where all mixing, bottling, and packaging activities will occur; and"

Page 6, line 19, delete "Documentation" and insert "**Verified documents, satisfactory to the commission,**".

Page 6, line 21, delete "not less".

Page 6, line 22, delete "than one (1) employee" and insert "**one (1) or more employees**".

Page 6, line 23, delete "is" and insert "**are collectively**".

Page 7, line 2, delete "gallons" and insert "**liters**".

Page 7, line 12, after "enter" insert "**during normal business hours**".

Page 7, line 28, delete "gallons" and insert "**liters**".

Page 8, line 42, delete "comply with reasonable" and insert

"conduct all mixing, bottling, and packaging activities in a".

Page 9, line 1, delete "guidelines regarding".

Page 9, line 1, delete "room" and insert "room".

Page 9, line 1, delete "facilities and sterilization".

Page 9, delete line 2.

Page 9, line 25, after "must" insert "store and maintain three (3) ten (10) milliliter sample bottles from each production batch for a period of not less than three (3) years in a secure limited access area with recorded video surveillance and".

Page 9, line 26, after "manufacturer's" insert "samples and".

Page 10, line 23, delete "chapter." and insert "chapter or any ingredient specifically approved for inclusion in e-liquid by the Food and Drug Administration of the United States of America."

Page 10, between lines 27 and 28, begin a new paragraph and insert:

"(c) All e-liquid retailers, distributors, and manufacturers who mix, bottle, or sell e-liquid in Indiana before July 1, 2015, shall, before July 1, 2016:

(1) sell or remove from retail all inventory of e-liquid manufactured before July 1, 2015; or

(2) acquire:

(A) a valid tobacco sales certificate issued by the commission in accordance with IC 7.1-3-18.5-1;

(B) an e-liquid manufacturing permit issued under IC 7.1-7.5-1; or

(C) a distributor's license issued under IC 6-7-2-8."

Page 12, line 41, after "person" insert "or authorized distributor".

(Reference is to SB 539 as introduced.)
and when so amended that said bill do pass.
Committee Vote: Yeas 6, Nays 4.

BUCK, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 15

Senate Concurrent Resolution 15, introduced by Senators Becker and Patricia Miller:

A CONCURRENT RESOLUTION honoring husband and wife John Cardwell and Nancy Griffin for their many years of hard work on behalf of Indiana senior citizens and their unique health care needs.

Whereas, John Cardwell and Nancy Griffin married after working closely with one another on various public policy issues for many years;

Whereas, Throughout her career, Nancy has effectively lobbied the Indiana General Assembly to preserve funding for home and community based long-term care services, and co-wrote the first Medicaid waiver application for Indiana to gain federal funding for home and community based service, creating

opportunities for people with intellectual and/or developmental disabilities to live in their own homes and communities across the state;

Whereas, Nancy has served as Director of the Volunteer Advocates Program for the Center for At-Risk Elders, State Director of AARP Indiana, and Executive Director of the Indianapolis Resource Center for Independent Living;

Whereas, In 1981, John joined the Citizens Action Coalition of Indiana as a community organizer and policy research specialist, he established CAC's Indiana Health Care Campaign, and for the last 17 years of his 24 years with the organization, he served as its legislative director and program director of its sister organization, the CAC Education Fund;

Whereas, During his legislative and program tenure for CAC he was elected in 1986 as the chairperson of the Indiana Home Care Task Force, Indiana's largest coalition of health care consumers, senior citizens, and persons with disabilities;

Whereas, Legislation that John authored in part or in full includes the 1987 CHOICE home care program; the 1991 Family and Social Services Administration Act; the 2003 Home and Community Based Services Reform Act; and a wide array of language in state budget acts to fund and expand home health care programs, adult protective services, and other laws affecting home care and human services;

Whereas, In 2001, with the help of Duane Etienne, John founded a project within CACEF that became an independent organization known as The Generations Project; and

Whereas, It is fitting that the Indiana General Assembly give special recognition to John Cardwell and Nancy Griffin for their generous contributions to health care policy on behalf of Indiana senior citizens: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the Indiana General Assembly recognizes John Cardwell and Nancy Griffin for their many years of hard work on behalf of Indiana senior citizens and their unique health care needs.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to John Cardwell and Nancy Griffin.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives Saunders and C. Brown.

House Concurrent Resolution 15

House Concurrent Resolution 15, sponsored by Senator Ford:

A CONCURRENT RESOLUTION commemorating the founding of Indiana State University.

Whereas, Tuesday, February 3, 2015, marks the 150th anniversary of the introduction of the legislation that established the "Indiana State Normal School";

Whereas, On February 3, 1865, Representative Baskin Rhoads, of Vermillion County, introduced House Bill 119 providing for the establishment of a State Normal School, "the object of which shall be the preparation of teachers for teaching in the common schools of Indiana";

Whereas, The bill received its first reading on February 3 and was referred to the Committee on Education, which recommended passage on February 10, 1865;

Whereas, The bill was read for a second time on February 16, and, on March 3, the bill was read a third time and passed by the House;

Whereas, The bill did not pass over to the Senate during the regular session, but was taken up during the 1865 Special Session of the General Assembly;

Whereas, The bill was referred to the Committee on Education on November 17, was read for the second time on November 30, and, on December 16, was read for the third time and passed by the Senate;

Whereas, On December 19 the House concurred with the amendments of the Senate;

Whereas, On December 20, 1865, the bill received its final approval, and an emergency was declared to allow the act to take effect immediately upon passage;

Whereas, Through the years, the school has had several name changes;

Whereas, The Indiana State Normal School became the Indiana State Teachers College in 1929, was renamed Indiana State College in 1961, and changed again, to Indiana State University, in 1965 to reflect its growth and development;

Whereas, Indiana State University spawned two of Indiana's other public universities;

Whereas, Ball State University was known as the Eastern Division of the Indiana State Normal School from 1918 until 1929, when it became the Ball State Teachers College, and the University of Southern Indiana began as a regional campus of Indiana State University opening in September 1965 until legislation was signed in 1985 making it a separate university; and

Whereas, Since its founding in 1865, Indiana State University has served an important role in the state's higher education system and has become a national leader with its academic programs as well as its commitment to community service: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly recognizes Indiana State University on the occasion of the 150th anniversary of its founding and expresses its appreciation for the dedication to the students and the community the university has exhibited through the years.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Indiana State University President Dr. Daniel J. Bradley.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bill 1478 and the same is herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE BILLS ON SECOND READING

Senate Bill 55

Senator Steele called up Senate Bill 55 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 55-7)

Madam President: I move that Senate Bill 55 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 27-1-3-32 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 32. (a) The department shall calculate the direct file threshold amount, as described in IC 34-18-8-0.5 (medical malpractice).**

(b) The department shall publish in the Indiana Register the direct file threshold amount determined under IC 34-18-8-0.5.

SECTION 2. IC 34-18-8-0.5. IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 0.5. (a) The direct file threshold amount used for purposes of section 6(a), 6(b), and 6(c) of this chapter is equal to the following.**

(1) Before July 1, 2020, forty-five thousand dollars (\$45,000).

(2) After June 30, 2020, the amount determined by the department of insurance under subsection (b).

(b) On July 1, 2020, and on July 1 of every fifth year thereafter, the department of insurance shall determine a new threshold amount to be used for purposes of section 6(a), 6(b), and 6(c) of this chapter. The new threshold amount is equal to the amount determined in the following STEPS:

STEP ONE: Determine the result of:

(A) the Consumer Price Index for All Urban Consumers (CPI-U) determined by the Bureau of Labor Statistics of the United States Department of Labor, as of December 31 of the most recently completed calendar year; divided by

(B) the Consumer Price Index for All Urban Consumers (CPI-U) determined by the Bureau of Labor Statistics of the United States Department of Labor, as of:

(i) December 31, 2014, in the case of the determination of a new threshold amount made for July 1, 2020; or

(ii) December 31 of the year preceding the year in which a new threshold amount was last determined under this section, in the case of the determination of a new threshold amount made for July 1, 2025, or thereafter.

STEP TWO: Determine the result of:

(A) the index of the Medical Care component of the Consumer Price Index for All Urban Consumers (CPI-U) determined by the Bureau of Labor Statistics of the United States Department of Labor, as of December 31 of the most recently completed calendar year; divided by

(B) the index of the Medical Care component of the Consumer Price Index for All Urban Consumers (CPI-U) determined by the Bureau of Labor Statistics of the United States Department of Labor, as of:

(i) December 31, 2014, in the case of the determination of a new threshold amount made for July 1, 2020; or

(ii) December 31 of the year preceding the year in which a new threshold amount was last determined under this section, in the case of the determination of a new threshold amount made for July 1, 2025, or thereafter.

STEP THREE: Determine the result of:

(A) the sum of the STEP ONE and STEP TWO results; divided by

(B) two (2).

STEP FOUR: Multiply the STEP THREE result by the current threshold amount."

Page 1, line 6, after "that" insert "

(1)".

Page 1, line 8, delete "fifty thousand dollars (\$50,000)." and insert "**the direct file threshold amount described in section 0.5 of this chapter;**

(2) the patient's cause of action is based on the removal of the wrong body part; or

(3) the patient's cause of action is based on the existence of a foreign object in the patient's body that has no therapeutic or diagnostic purpose."

Page 1, line 8, beginning with "In" begin a new line blocked left.

Page 1, line 11, delete "fifty thousand dollars (\$50,000)," and insert "**the direct file threshold amount,**".

Page 1, line 11, strike "except as provided".

Page 1, line 12, strike "in subsection (b)." and insert "**except for causes of action based on a declaration described in subdivision (2) or subdivision (3) or except as provided in subsection (b).**".

Page 1, line 14, strike "subsection (a)" and insert "**subsection (a)(1)**".

Page 1, line 16, delete "fifty" and insert "**the direct file threshold amount**".

Page 2, line 1, delete "thousand dollars (\$50,000)".

Page 2, line 6, delete "fifty thousand dollars (\$50,000)" and insert "**the direct file threshold amount**".

Page 2, line 14, delete "fifty" and insert "**the direct file threshold amount**".

Page 2, line 15, delete "thousand dollars (\$50,000)".

Page 2, line 19, strike "(a)" and insert "**(a)(1)**".

Page 2, line 22, strike "subsection (a)" and insert "**subsection (a)(1)**".

Renumber all SECTIONS consecutively.

(Reference is to SB 55 as printed January 23, 2015.)

STEELE

Motion prevailed. The bill was ordered engrossed.

Senate Bill 92

Senator Schneider called up Senate Bill 92 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 127

Senator Holdman called up Senate Bill 127 for second reading. The bill was read a second time by title.

SENATE MOTION

(Amendment 127-1)

Madam President: I move that Senate Bill 127 be amended to read as follows:

Page 1, line 11, after "sex," insert "**sexual orientation,**".

(Reference is to SB 127 as printed January 28, 2015.)

LANANE

Upon request of Senator Lanane the President ordered the roll of the Senate to be called. Roll Call 64: yeas 6, nays 37.

Motion failed.

SENATE MOTION

(Amendment 127-2)

Madam President: I move that Senate Bill 127 be amended to read as follows:

Page 2, line 4, delete ":".

Page 2, line 5, delete "(1)".
 Page 2, line 6, delete "; or".
 Page 2, delete lines 7 through 8.
 Page 2, run in lines 4 through 9.
 (Reference is to SB 127 as printed January 28, 2015.)

LANANE

Motion failed. The bill was ordered engrossed.

Senate Bill 164

Senator Patricia Miller called up Senate Bill 164 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

REPORT OF THE SENATE COMMITTEE ON ETHICS

Madam President: Pursuant to Senate Rule 97, the Senate Committee on Ethics met on January 26, 2015, to render an advisory opinion with regard to Senator Delph's request that the Committee consider whether or not he has a conflict of interest pertaining to Senate Bill 460 which would require him to be excused from voting on this bill at any stage of the legislative process. The members in attendance were: Chairman Eckerty, Senator Walker, Senator Steele, Senator Arnold, Senator Breaux and Senator Lanane.

The Senate Committee on Ethics has considered the facts presented by Senator Delph and hereby recommends that Senator Delph be excused from participation in all votes pertaining to Senate Bill 460 because of his potential conflict of interest with regard to the legislation. The vote of the Committee was 6-0.

ECKERTY, Chair

Report adopted.

SENATE BILLS ON SECOND READING

Senate Bill 252

Senator Kenley called up Senate Bill 252 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 259

Senator Grooms called up Senate Bill 259 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 261

Senator M. Young called up Senate Bill 261 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 267

Senator Kruse called up Senate Bill 267 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 291

Senator Zakas called up Senate Bill 291 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 291-1)

Madam President: I move that Senate Bill 291 be amended to read as follows:

Page 2, line 6, delete "Ten (10)" and insert "**Nine (9)**".

Page 2, line 6, delete "governor. At least one" and insert "**governor, each of whom must reside in a separate Indiana congressional district.**".

Page 2, delete lines 7 through 9, begin a new line block indented and insert:

"(2) Two (2) additional members appointed by the governor who are residents of Indiana and work in the trust department of a bank, trust company, savings institution, or credit union chartered and supervised under IC 28 or federal law."

Page 2, line 10, delete "(2)" and insert "**(3)**".

Page 2, line 14, delete "(3) Three" and insert "**(4) Three**".

Page 2, line 20, delete "(d) and section 4 of this chapter," and insert "**(d)**".

(Reference is to SB 291 as printed January 28, 2015.)

ZAKAS

Motion prevailed. The bill was ordered engrossed.

Senate Bill 336

Senator Messmer called up Senate Bill 336 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 368

Senator Waltz called up Senate Bill 368 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 422

Senator Grooms called up Senate Bill 422 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 422-1)

Madam President: I move that Senate Bill 422 be amended to read as follows:

Page 2, delete lines 5 through 6.

(Reference is to SB 422 as printed January 30, 2015.)

GROOMS

Motion prevailed. The bill was ordered engrossed.

Senate Bill 423

Senator Kenley called up Senate Bill 423 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 433

Senator Tomes called up Senate Bill 433 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 460

Senator Patricia Miller called up Senate Bill 460 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 460-3)

Madam President: I move that Senate Bill 460 be amended to read as follows:

Page 3, line 16, delete "approved by" and insert "**submitted to**".

Page 3, line 23, delete "September 30, 2015." and insert "**December 31, 2015.**".

Page 5, line 2, delete "any other limitation not specified in this subdivision" and insert "**after the change of ownership, the comprehensive care health facility is subject to subsection (a) unless the comprehensive care health facility meets the requirements under another subdivision under this subsection.**".

Page 5, delete lines 3 through 4.

(Reference is to SB 460 as printed January 30, 2015.)

PATRICIA MILLER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 495

Senator Taylor called up Senate Bill 495 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 495-1)

Madam President: I move that Senate Bill 495 be amended to read as follows:

Page 2, line 1, delete "cultural,".

Page 2, line 1, after "ethnic" delete ",".

(Reference is to SB 495 as printed January 30, 2015.)

TAYLOR

Motion prevailed. The bill was ordered engrossed.

Senate Bill 531

Senator Head called up Senate Bill 531 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**ENGROSSED SENATE BILLS
ON THIRD READING**

Engrossed Senate Bill 120

Senator Glick called up Engrossed Senate Bill 120 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 65: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Cherry.

Engrossed Senate Bill 182

Senator Lanane called up Engrossed Senate Bill 182 for third reading:

A BILL FOR AN ACT concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 66: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Ziemke, Mahan and Austin.

Engrossed Senate Bill 251

Senator Kenley called up Engrossed Senate Bill 251 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 67: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Torr, Cook and Goodin.

Engrossed Senate Bill 280

Senator Yoder called up Engrossed Senate Bill 280 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 68: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives VanNatter, Morris and Eberhart.

Engrossed Senate Bill 282

Senator Walker called up Engrossed Senate Bill 282 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning property.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 69: yeas 43, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Wesco and Lucas.

Engrossed Senate Bill 326

Senator Head called up Engrossed Senate Bill 326 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 70: yeas 43, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Lehman.

Engrossed Senate Bill 358

Senator Grooms called up Engrossed Senate Bill 358 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 71: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Davisson, Clere and Stemler.

Engrossed Senate Bill 372

Senator Patricia Miller called up Engrossed Senate Bill 372 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 72: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the

act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative T. Brown.

Engrossed Senate Bill 420

Senator Grooms called up Engrossed Senate Bill 420 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 73: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Clere, Klinker and McNamara.

Engrossed Senate Bill 462

Senator Patricia Miller called up Engrossed Senate Bill 462 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 74: yeas 44, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Zent, Davisson, Kirchhofer and C. Brown.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 130.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Brown, Glick and Kruse be added as coauthors of Engrossed Senate Bill 280.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 476.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as coauthor of Senate Bill 174.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Zakas, Kruse and Buck be added as coauthors of Engrossed Senate Bill 120.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as coauthor of Senate Bill 433.

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as third author of Engrossed Senate Bill 120.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tomes be added as coauthor of Senate Bill 267.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as coauthor of Senate Bill 164.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as third author of Senate Bill 411.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as coauthor of Senate Bill 434.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Engrossed Senate Bill 372.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Patricia Miller and Schneider be added as coauthors of Senate Bill 566.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as coauthor of Senate Bill 472.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 547.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Waltz be added as coauthor of Senate Bill 568.

SCHNEIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as coauthor of Senate Bill 533.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Alting, Arnold, A. Banks, Bassler, Boots, Bray, Breaux, Broden, Brown, Buck, Charbonneau, Crider, Delph, Eckerty, Ford, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Kruse, Lanane, Leising, Long, Merritt, Messmer, Pete Miller, Mishler, Mrvan, Niemeyer, Perfect, Raatz, Randolph, Rogers, Schneider, Smith, Steele, Stoops, Tallian, Taylor, Tomes, Walker, Waltz, Yoder, M. Young and Zakas be added as coauthors of Senate Concurrent Resolution 15.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as coauthor of Senate Bill 370.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as coauthor of Senate Bill 559.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator M. Young be added as coauthor of Senate Bill 380.

STOOPS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Steele, Tomes and Messmer be added as coauthors of Senate Bill 405.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second author and Senator Holdman be added as coauthor of Senate Bill 306.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Eckerty be added as second author of Engrossed Senate Bill 326.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Grooms be added as second author of Senate Bill 323.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Yoder be added as coauthor of Senate Bill 271.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Schneider be added as second author of Senate Bill 101.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as coauthor of Senate Bill 286.

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Crider and Perfect be added as coauthors of Senate Bill 405.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Breaux be added as coauthor of Senate Bill 420.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Breaux be added as coauthor of Senate Bill 323.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Hershman be added as second author of Engrossed Senate Bill 372.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, February 3, 2015.

LONG

Motion prevailed.

The Senate adjourned at 3:53 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate